

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant : Kiyoshi Arita, et al.

Appln. No. : 10/561,421

Filed : December 19, 2005

Title : PLASMA PROCESSING APPARATUS

Conf. No. : 6382

Art Unit : 1792

Examiner : Jeffrie Robert Lund

Customer No. : 00116

Docket No. : NGB-39102

**RESPONSE TO NOTIFICATION OF NON-COMPLIANT APPEAL BRIEF**

The Appeal Brief filed October 7, 2008 was found to be defective for failing to list the same rejections as those set forth by the examiner in the final office action. Although Applicants only request that the rejections stated on page 11 of the Appeal Brief filed October 7, 2008 be reviewed by the Board, the other rejections set forth by the examiner in the final Office action are listed in the supplemental section filed herewith to comply with the Notification of Non-Compliant Appeal Brief. Only the section that was found to be defective is included.

**GROUND OF REJECTION TO BE REVIEWED ON APPEAL**

Claims 1-6 and 9-13 were rejected under 35 U.S.C. 103(a) as being unpatentable over U.S. Patent No. 5,625,526 to Watanabe et al. (“Watanabe”) in view of U.S. Patent No. 5,670,066 to Barnes et al. (“Barnes”), U.S. Patent No. 6,815,646 to Ito et al. (“Ito”), U.S. Patent No. 5,589,003 to Zhao et al. (“Zhao”) and U.S. Patent No. 6,164,633 to Mulligan et al. (“Mulligan”).

Claims 7 and 8 were rejected under 35 U.S.C. 103(a) as being unpatentable over U.S. Patent No. 5,625,526 to Watanabe et al. (“Watanabe”) in view of U.S. Patent No. 5,670,066 to Barnes et al. (“Barnes”), U.S. Patent No. 6,815,646 to Ito et al. (“Ito”), U.S. Patent No. 5,589,003 to Zhao et al. (“Zhao”) and U.S. Patent No. 6,164,633 to Mulligan et al. (“Mulligan”) and further in view of U.S. Patent Application No. 2002/0179246 to Garabedian et al. (“Garabedian”) and U.S. Patent Application No. 2003/0198005 to Sago (“Sago”).

It is believed that the preceding replacement section satisfies the deficiencies stated in the Notification of Non-Compliant Appeal Brief mailed October 28, 2008. No fees are believed to be due with this submission.

Respectfully submitted,  
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